



S/N 10/086,994

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|-------------|--|-----------------|---------------|
| Applicant: | BLOMQUIST ET AL. | Examiner: | M. DESANTO |
| Serial No.: | 10/086,994 | Group Art Unit: | 3763 |
| Filed: | FEBRUARY 28, 2002 | Docket No.: | 14485.144US01 |
| Title: | CARTRIDGE FOR A SYRINGE PUMP (AS AMENDED HEREIN) | | |

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450 on April 22, 2005.

By:

Name: Kristine A. Wacek

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

23552

PATENT TRADEMARK OFFICE

Dear Sir:

Applicants acknowledge the allowance of claim 1 and the reasons for allowance given by the Examiner. However, Applicants respectfully note that the Examiner's statement incorrectly summarizes the subject matter of claim 1. The Examiner states, "The subject matter not found was a cartridge barrel for use in a medication pump, wherein the barrel has only one unbroken opaque band on the inside of the barrel, and wherein the barrel has a closed end with a tip that is used to release the medicament as well as in combination with the other elements or steps of the claim." (emphasis added). Applicants respectfully note that claim 1 requires that the cartridge barrel includes a barrel wall and that the barrel wall is more opaque in the region extending from a ridge to an open end than in at least a portion of a remainder of the barrel wall. Claim 1 does not require an opaque band on the inside of the barrel.


In addition, the Examiner's stated reasons for allowance are not exhaustive of the reasons that claim 1 is patentable over the prior art.

Finally, the stated reasons for allowance do not establish estoppel against Applicants seeking and obtaining allowance of additional claims in a continuation application, which Applicants reserve the right to file.

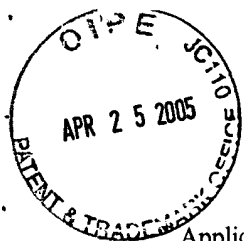
Respectfully submitted,

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Date: April 22, 2005



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| Confirmation No.: | 6338 | Notice of Allow. Date: | FEBRUARY 2, 2005 |
| Due Date: | MAY 2, 2005 | | |
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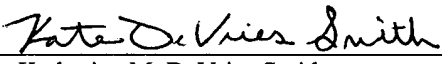
Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Amendment Under 37 C.F.R. § 1.312
- ☒ Issue Fee Transmittal Part B (PTOL - 85)
- ☒ Check(s) in the amount of \$1,733.00 for Issue Fee (\$1,400), Publication Fee (\$300) and 11 Patent Copies (\$33)
- ☒ Other: Comments on Statement of Reasons for Allowance
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

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